

**WEST VIRGINIA LEGISLATURE**

**2022 FIRST EXTRAORDINARY SESSION**

**Introduced**

**House Bill 105**

BY DELEGATES HANSHAW (MR. SPEAKER) AND SKAFF,

[BY REQUEST OF THE EXECUTIVE]

[Introduced January 10, 2022; Referred to the  
Committee on Finance]

1 A BILL expiring funds to the unappropriated surplus balance in the State Fund, General Revenue,  
2 for the fiscal year ending June 30, 2022 in the amount of \$157,500,000 from the balance  
3 of moneys remaining as an unappropriated balance in Federal Funds to the Executive,  
4 Governor's Office, Coronavirus State Fiscal Recovery Fund, fund 8823, organization  
5 0100, and making a supplementary appropriation of public moneys out of the Treasury  
6 from the unappropriated surplus balance in the State Fund, General Revenue, for the  
7 fiscal year ending June 30, 2022 to the Department of Health and Human Resources,  
8 Division of Heath – Central Office, fund 0407, fiscal year 2022, organization 0506; to the  
9 Department of Health and Human Resources, Consolidated Medical Services Fund, fund  
10 0525, fiscal year 2022, organization 0506; to the Department of Homeland Security,  
11 Division of Corrections and Rehabilitation – West Virginia Parole Board, fund 0440, fiscal  
12 year 2022, organization 0608; to the Department of Homeland Security, Division of  
13 Corrections and Rehabilitation – Central Office, fund 0446, fiscal year 2022, organization  
14 0608; to the Department of Homeland Security, Division of Corrections and Rehabilitation  
15 – Correctional Units, fund 0450, fiscal year 2022, organization 0608; to the Department of  
16 Homeland Security, Division of Corrections and Rehabilitation – Bureau of Juvenile  
17 Services, fund 0570, fiscal year 2022, organization 0608; and to the Department of  
18 Homeland Security, West Virginia State Police, fund 0453, fiscal year 2022, organization  
19 0612.

20 WHEREAS, The Governor finds the account balance in the Executive, Governor's Office,  
21 Coronavirus State Fiscal Recovery Fund, fund 8823, organization 0100 exceeds that which is  
22 necessary for the purposes for which the account was established; and

23 WHEREAS, The Governor submitted to the Legislature an Executive Message dated  
24 January 10, 2022, which included a statement of the State Fund, General Revenue for the fiscal  
25 year 2022, and further included an estimate of revenues for the fiscal year 2022 less net  
26 appropriation balances forwarded and regular appropriations for the fiscal year 2022; and

WHEREAS, It appears from the Executive Message dated January 11, 2022, statement of the State Fund, General Revenue and this legislation there remains an unappropriated surplus balance in the State Treasury which is available for appropriation during the fiscal year ending June 30, 2022; therefore

*Be it enacted by the Legislature of West Virginia:*

That the balance of the federal funds out of the Treasury remaining unappropriated for the fiscal year ending June 30, 2022, to the Executive, Governor's Office, Coronavirus State Fiscal Recovery Fund, fund 8823, organization 0100, be decreased by expiring the amount of \$157,500,000 to the unappropriated surplus balance of the State Fund, General Revenue to be available for appropriation during the fiscal year ending June 30, 2022;

That the total appropriations for the fiscal year ending June 30, 2022, to fund 0407, fiscal year 2022, organization 0506 be supplemented and amended by adding a new item of appropriation as follows:

## **TITLE II – APPROPRIATIONS.**

### **Section 1. Appropriations from general revenue.**

#### **DEPARTMENT OF HEALTH AND HUMAN RESOURCES**

*57 – Division of Health –*

*Central Office*

(WV Code Chapter 16)

Fund 0407 FY 2022 Org 0506

|    |  |       |           |
|----|--|-------|-----------|
| 5a | State Aid for Local and Basic Public Health Services – Surplus.. | 18499 | 2,540,000 |
|----|--|-------|-----------|

And, That the total appropriations for the fiscal year ending June 30, 2022, to fund 0525, fiscal year 2022, organization 0506 be supplemented and amended by adding a new item of appropriation as follows:

## **TITLE II – APPROPRIATIONS.**

**Section 1. Appropriations from general revenue.**

**DEPARTMENT OF HEALTH AND HUMAN RESOURCES**

*58 – Consolidated Medical Services Fund*

(WV Code Chapter 16)

Fund 0525 FY 2022 Org 0506

|    |  |       |            |
|----|--|-------|------------|
| 6a | Institutional Facilities Operations – Surplus..... | 63200 | 57,676,000 |
|----|--|-------|------------|

And, That the total appropriations for the fiscal year ending June 30, 2022, to fund 0440, fiscal year 2022, organization 0608 be supplemented and amended by adding new items of appropriation as follows:

**TITLE II – APPROPRIATIONS.**

**Section 1. Appropriations from general revenue.**

**DEPARTMENT OF HOMELAND SECURITY**

*64 – Division of Corrections and Rehabilitation –*

*West Virginia Parole Board*

(WV Code Chapter 62)

Fund 0440 FY 2022 Org 0608

|    |   | <b>Appropriation</b> | <b>General Revenue Fund</b> |
|----|---|----------------------|-----------------------------|
| 1a | Personal Services and Employee Benefits - Surplus.....      | 24301                | \$ 35,397                   |
| 4a | Salaries of Members of West Virginia Parole Board - Surplus | 22799                | 365,532                     |

And, That the total appropriations for the fiscal year ending June 30, 2022, to fund 0446, fiscal year 2022, organization 0608 be supplemented and amended by adding new items of appropriation as follows:

**TITLE II – APPROPRIATIONS.**

**Section 1. Appropriations from general revenue.**

## DEPARTMENT OF HOMELAND SECURITY

*65 – Division of Corrections and Rehabilitation –*

*Central Office*

(WV Code Chapter 15A)

Fund 0446 FY 2022 Org 0608

|   | Appropriation |    | General Revenue Fund |
|---|---------------|----|----------------------|
| 1a Personal Services and Employee Benefits - Surplus..... | 24301         | \$ | 9,181                |
| 3a Salary and Benefits of Cabinet Secretary and           |               |    |                      |
| 3b Agency Heads - Surplus.....                            | 00299         |    | 52,949               |

And, That the total appropriations for the fiscal year ending June 30, 2022, to fund 0450, fiscal year 2022, organization 0608 be supplemented and amended by adding new items of appropriation as follows:

## TITLE II – APPROPRIATIONS.

### Section 1. Appropriations from general revenue.

## DEPARTMENT OF HOMELAND SECURITY

*66 – Division of Corrections and Rehabilitation –*

*Correctional Units*

(WV Code Chapter 15A)

Fund 0450 FY 2022 Org 0608

|  | Appropriation |  | General Revenue Fund |
|--|---------------|--|----------------------|
| 4a Huttonsville Correctional Center – Surplus..... | 28500         |  | 6,532,850            |
| 6a Charleston Correctional Center - Surplus.....   | 45699         |  | 1,264,967            |

|    |   |        |           |
|----|---|--------|-----------|
| 15 | 7a Beckley Correctional Center - Surplus.....       | 45099  | 1,138,350 |
| 16 | 8a Anthony Correctional Center - Surplus.....       | 50499  | 1,981,870 |
| 17 | 10a Northern Correctional Center - Surplus .....    | 53499  | 2,896,290 |
| 18 | 12a Pruntytown Correctional Center - Surplus .....  | 54399  | 3,939,980 |
| 19 | 13a Corrections Academy - Surplus.....              | 56999  | 650,236   |
| 20 | 15a Martinsburg Correctional Center - Surplus ..... | 66399  | 1,587,018 |
| 21 | 16a Parole Services - Surplus.....                  | 68699  | 2,654,322 |
| 22 | 17a Special Services - Surplus .....                | 68799  | 2,426,911 |
| 23 | 18a Investigative Services - Surplus .....          | 71699  | 1,439,172 |
| 24 | 20a Salem Correctional Center - Surplus.....        | 77499  | 4,506,415 |
| 25 | 23a Parkersburg Correctional Center - Surplus.....  | 82899  | 2,799,208 |
| 26 | 24a St. Mary's Correctional Center - Surplus .....  | 88199  | 5,791,626 |
| 27 | 25a Denmar Correctional Center - Surplus .....      | 88299  | 1,985,447 |
| 28 | 26a Ohio County Correctional Center - Surplus ..... | 883v99 | 894,880   |
| 29 | 27a Mt. Olive Correctional Complex - Surplus.....   | 88899  | 9,239,500 |
| 30 | 28a Lakin Correctional Center - Surplus .....       | 89699  | 4,389,960 |

31 And, That the total appropriations for the fiscal year ending June 30, 2022, to fund 0570,  
 32 fiscal year 2022, organization 0608 be supplemented and amended by adding new items of  
 33 appropriation as follows:

## **TITLE II – APPROPRIATIONS.**

### **Section 1. Appropriations from general revenue.**

### **DEPARTMENT OF HOMELAND SECURITY**

*67 – Division of Corrections and Rehabilitation –*

*Bureau of Juvenile Services*

*(WV Code Chapter 15A)*

7 Fund 0570 FY 2022 Org 0608

| 8  |   |   |       | <b>General</b> |
|----|---|---|-------|----------------|
| 9  |   |   |       | <b>Revenue</b> |
| 10 |   |   |       | <b>Fund</b>    |
| 11 |   | <b>Appro-</b>   |       |                |
| 12 |   | <b>priation</b>   |       |                |
| 12 | 1a  | Statewide Reporting Centers - Surplus .....             | 26299 | \$ 2,291,934   |
| 13 | 2a  | Robert L. Shell Juvenile Center - Surplus.....          | 26799 | 1,245,389      |
| 14 | 4a  | Central Office - Surplus .....                          | 70199 | 824,135        |
| 15 | 6a  | Gene Spadaro Juvenile Center - Surplus .....            | 79399 | 1,284,482      |
| 16 | 8a  | Kenneth Honey Rubenstein Juvenile Center - Surplus..... | 98099 | 2,409,154      |
| 17 | 9a  | Vicki Douglas Juvenile Center - Surplus.....            | 98199 | 718,034        |
| 18 | 11a   | Lorrie Yeager Jr. Juvenile Center - Surplus.....        | 98399 | 1,085,405      |
| 19 | 12a   | Sam Perdue Juvenile Center - Surplus .....              | 98499 | 1,276,758      |
| 20 | 13a   | Tiger Morton Center - Surplus.....                      | 98599 | 1,191,431      |
| 21 | 14a   | Donald R. Kuhn Juvenile Center - Surplus .....          | 98699 | 2,219,867      |
| 22 | 15a   | J.M. "Chick" Buckbee Juvenile Center - Surplus .....    | 98799 | 936,345And,    |
| 23 | That the total appropriations for the fiscal year ending June 30, 2022, to fund 0453, fiscal year |   |       |                |
| 24 | 2022, organization 0612 be supplemented and amended by adding new items of appropriation          |   |       |                |
| 25 | as follows:   |   |       |                |

## 1 TITLE II – APPROPRIATIONS.

### 2 Section 1. Appropriations from general revenue.

3

## 4 DEPARTMENT OF HOMELAND SECURITY

5 68 – West Virginia State Police

6 (WV Code Chapter 15)

7 Fund 0453 FY 2022 Org 0612

| 8 |  |               |  | <b>General</b> |
|---|--|---------------|--|----------------|
| 9 |  |               |  | <b>Revenue</b> |
|   |  | <b>Appro-</b> |  |                |

|    |   | <b>priation</b> |    | <b>Fund</b> |
|----|---|-----------------|----|-------------|
| 10 |   |                 |    |             |
| 11 |   |                 |    |             |
| 12 | 1a Personal Services and Employee Benefits - Surplus..... | 24399           | \$ | 27,256,787  |
| 13 | 3a Salary and Benefits of Cabinet Secretary and           |                 |    |             |
| 14 | 3b Agency Heads - Surplus.....                            | 02099           |    | 63,053      |
| 15 | 4a Children's Protection Act - Surplus.....               | 09099           |    | 196,745     |
| 16 | 7a Trooper Class - Surplus .....                          | 66000           |    | 242,420     |

NOTE: The purpose of this supplemental appropriation bill is to expire and appropriate funds from the aforesaid accounts to the unappropriated surplus balance of the State Fund, General Revenue for expenditure during the fiscal year 2022.